

Minutes of the
Board of Minerals and Environment Meeting
Matthew Environmental Education and Training Center
523 East Capitol
Pierre, South Dakota

September 24-26, 2008

CALL TO ORDER: The meeting was called to order by Chairman Richard C. Sweetman. A quorum was present.

BOARD MEMBERS PRESENT: Richard Sweetman, Lee McCahren, Chuck Monson, Dennis Landguth, Bob Duxbury, Pete Bullene, Glenn Blumhardt, and Linda Hilde.

BOARD MEMBER ABSENT: Mike DeMersseman.

OTHERS PRESENT: See attached attendance sheet.

CONTINUATION OF CONTESTED CASE HEARING IN THE MATTER OF THE OTTERTAIL POWER COMPANY APPLICATION FOR AN AIR QUALITY PSD PERMIT AND THE APPLICATION FOR A TITLE V AIR QUALITY PERMIT AND ACID RAIN PERMIT FOR THE BIG STONE FACILITY: Lee McCahren, hearing chairman for this matter, opened the hearing at 10:00 a.m. CDT.

Harry (Pete) Johnson and Penny Shamblyn, Hunton & Williams, Richmond, VA; Tom Welk and Chris Madsen, Boyce, Greenfield, Pashby & Welk, Sioux Falls, SD, represented Otter Tail Power Company.

Roxanne Giedd, Deputy Attorney General, and Scott Swier, Assistant Attorney General, Pierre, SD, represented the Department of Environment and Natural Resources.

William Moore, attorney from Jacksonville, FL, and Aaron Emerson, Myers and Billion, Sioux Falls, SD, represented the Sierra Club and Clean Water Action.

Charles McGuigan, Deputy Attorney General, appeared as counsel for the Board of Minerals and Environment.

A court reporter was present for the hearing and a transcript of the proceedings may be obtained by contacting Capital Reporting Services, PO Box 903, Pierre, SD 57501; telephone number 605-224-7611.

The hearing was also digitally recorded and a copy of the recording may be obtained by contacting the Department of Environment and Natural Resources, 523 East Capitol Avenue, Pierre, SD 57501; telephone number 605-773-3886.

Linda Hilde 10/16/08
Secretary Date

Robert Duxbury 10/16/08
Witness Date

ATTENDANCE SHEET

BOARD OF MINERALS AND ENVIRONMENT MEETING
Matthew Environmental Education and Training Center
523 East Capitol Avenue
Pierre, South Dakota
September 24, 2008

NAME (PLEASE PRINT)

ADDRESS

REPRESENTING

MARK ROLFES

BIG STONE CITY

BSP II

Tom Weik

Stalls

BSP II

Johnny Graumann

Fergus Falls, MN

OTP

David Gargi

DENVER, CO

BSP I - BOWS & MC

Robyn Andrasek

Kansas City MO

"

Brad Schultz

SD-DENVER

SCOTT SWIER

AG's Office

DENVER

Steve Wegman

Pierre SD

Penny Shamblin

Richmond, VA

OTP

MARC MACY

SD DENVER

DENVER